

## TOWN BOARD MEETING

Town Hall

9/27/72

8:00 PM

Present: Co. Niehaus, D'Antoni, Lodico, Pizzutello, Superv. Vines  
Town Attorney and Deputy Town Attorney  
Town Clerk A. E. O'Connor

Supervisor called Town Board meeting to order; assemblage saluted the Flag.

(1972-819) Supervisor Vines offered the following resolution:

WHEREAS, the Director of the General Fiscal Services of Rockland County has recommended to the County Legislature that a 2% sales tax be implemented by the County, and

WHEREAS, the County Legislature created the Department of General Fiscal Services for the purpose of cutting the County budget by eliminating duplication of services and unnecessary expenditures and personnel, and

WHEREAS, it is the opinion of the Town Board of the Town of Clarkstown that a sales tax will be detrimental to the economy of Rockland County and be oppressive to the already overburdened taxpayer, and

WHEREAS, it is the opinion of the Town Board that in order to stabilize the tax situation in Rockland County it is imperative to economize by reducing the County budget;

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown is opposed to the County sales tax proposal and requests the Clarkstown County Legislators to vote NO on the proposal for the County sales tax, and be it

FURTHER RESOLVED, that the Town Clerk is instructed to furnish a copy of this resolution to each of the Clarkstown County Legislators.

Seconded by Councilman D'Antoni.

All voted Aye.

(1972-820) Councilman D'Antoni offered the following resolution:

RESOLVED, that Town Board meeting be adjourned in order to hold scheduled public hearings.

Seconded by Councilman Pizzutello.

All voted Aye.

618196

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(1972-821) Councilman Lodico offered the following resolution:

RESOLVED, that Town Board meeting be resumed, scheduled public hearings having been held.

Seconded by Councilman Michans.

All voted Aye.

(1972-822) Councilman D'Antoni offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 26th day of July 1972, provided for a public hearing to consider the application of ELEAN REALTY CORP. to amend the Zoning Ordinances of the Town of Clarkstown by redistricting the property of the said petitioner from an R-15 district to an R8 district; and

WHEREAS, notice of said public hearing was duly published as required by law and said public hearing was duly held at the time and place specified in said notice;

NOW THEREFORE, be it

RESOLVED, that upon the recommendation of the Town Attorney, the application be DENIED:

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-823) Councilman D'Antoni offered the following resolution:

(INSERT RESOLUTION RESERVING DECISION ON CORRECTION TO THE ZONING MAP - 'MAP 135, BLOCK D, LOT 16.01 BY CHANGING PROP. FROM R8-2 TO R-22 DISTRICT)

Seconded by Councilman Michans.

All voted Aye.

(1972-823) Councilman D'Antoni offered the following resolution:

RESOLVED, that resolution on correction to the zoning map 135, Block D, Lot 16.01 by changing Prop. from R8-2 to R-22 district be RESERVED  
Seconded by Councilman Michans. All voted Aye.

Town Board signed ORDER extending Clarkstown Consolidated Water Supply District #1 to include SUNRISE ESTATES - (INSERT ORDER)

Town Board signed ORDER extending Clarkstown Consolidated Water Supply District #1 to include ALTA BOSCHER SUBDIVISION - (INSERT ORDER)

Town Board signed ORDER extending Clarkstown Consolidated Water Supply District #1 to include SWAN MANOR - (INSERT ORDER)

Town Board signed ORDER extending Clarkstown Consolidated Water Supply District #1 to include SKYE ESTATES - (INSERT ORDER)

BEFORE THE TOWN BOARD OF THE TOWN OF  
CLARKSTOWN, ROCKLAND COUNTY NEW YORK

ORDER

In the matter of the petition for  
EXTENSION of the Clarkstown Consolidated Water Supply  
District #1 to include SUNRISE ESTATES

EXTENDING  
DISTRICT

In the Town of Clarkstown, Rockland County, New York

A petition in this matter for the extension of the Clarkstown Consolidated Water Supply District #1 of the Town of Clarkstown, excluding any portion already in an existing district, having been duly presented to the Town Board, and an Order having been duly adopted by the Town Board on the 5th day of September, 1972, for the hearing of all persons interested in the matter on the 27th day of September, 1972 at 8:15 P.M. DST Time, at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, New York, and a Public Hearing by the said Town Board having been duly held at such time and place, and it having been duly resolved and determined, following such hearing, that the petition herein was signed and acknowledged or proved as required by law and otherwise sufficient, that all property and property owners within the proposed extension were benefitted thereby, that all property and property owners benefitted were included within the limits of the proposed district, and that it was in the public interest to grant in whole the relief sought, and it having been then and there further resolved that the creation of such extension as proposed be approved, I do hereby,

ORDERED, that the Clarkstown Consolidated Water Supply District #1 of the Town of Clarkstown be extended in the said Town of Clarkstown, Rockland County, New York, to include lands in the said Town of Clarkstown, described as follows:

(INSERT DESCRIPTION)

DATED September 27, 1972

Anthony D. Anton  
Councilman

William R. Niehaus  
Councilman

[Signature]  
Supervisor  
Vincent V. Scutella  
Councilman

[Signature]  
Councilman

EEC140

STATE OF NEW YORK OF COUNTY OF ROCKLAND  
TOWN OF CLARKSTOWN

SS:

I, ANNE E. O'CONNOR, Town Clerk of the said Town of Clarkstown, County of Rockland, hereby certify that I have compared the foregoing copy of an Order of the Clarkstown Cons. Wtr Supply Dist. #1-Sunrise Estates with the original now on file in said office, and find same to be a true and correct transcript and the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of said Town of Clarkstown this 27th day of September, 1972.

[Signature]  
Town Clerk

9/29/74 TBM  
Sunrise Estates  
Clarkstown Consolidated Water Supply District #1

EXHIBIT A

EXTENSION OF WATER DISTRICT

All that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Clarkstown, County of Rockland and State of New York, more fully bounded and described as follows:

BEGINNING at a point at the intersection of the town line of Orangetown and the town line of Ramapo; running thence northerly along said town line of Ramapo  $\pm 620$  feet to a point, said point being the southwest corner of land now or formerly owned by Keahon; thence easterly along the southern line of land now or formerly of said Keahon across Highland Avenue and continuing along the southerly line of land now or formerly of Mason a total of  $\pm 1610$  feet to a point on the southeast corner of land now or formerly of said Mason; thence southerly  $\pm 500$  feet to the town line of Orangetown; thence westerly along said town line of Orangetown  $\pm 1630$  feet to point or place of BEGINNING.

EEC140

In the matter of the Petition for EXTENSION of the Clarkstown Consolidated Water Supply DISTRICT #1 to include "ALTA DOSCHER"

ORDER EXTENDING DISTRICT

The Town of Clarkstown, Rockland County, New York

EEC140

petition in this matter for the extension of the Clarkstown Consolidated Water Supply District #1 of the Town of Clarkstown, excluding portion already in an existing district, having been duly presented to the Board, and an Order having been duly adopted by the Town Board on the day of September, 1972, for the hearing of all persons interested in this matter on the 27th day of September, 1972 at 8:17 P.M. DST Time, Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple New City, New York, and a Public Hearing by the said Town Board having been duly held at such time and place, and it having been duly resolved and ordered, following such hearing, that the petition herein was signed and judged or proved as required by law and otherwise sufficient, that all persons and property owners within the proposed extension were benefitted thereby, that all property and property owners benefitted were included within the limits of the proposed district, and that it was in the public interest to grant in whole the relief sought, and it having been then and there further resolved that the creation of such extension as proposed be approved, and hereby,

ORDERED, that the Clarkstown Consolidated Water Supply District #1 of the Town of Clarkstown be extended in the said Town of Clarkstown, Rockland County, New York, to include lands in the said Town of Clarkstown, described as follows:

(INSERT DESCRIPTION)

September 27, 1972

Anthony D. Anton Councilman

William R. Niehaus Councilman

Supervisor

Councilman

Councilman

STATE OF NEW YORK (OF COUNTY OF ROCKLAND) TOWN OF CLARKSTOWN

SS:

ANNE E. O'CONNOR, Town Clerk of the said Town of Clarkstown, County of Rockland, hereby certify that I have compared the foregoing copy of an Order of the Clarkstown Cons. Wtr. Sply Dist. #1-Alta Doscher with the original now on file in said office, and find same to be a true and correct transcript and of the whole of such original.

TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of said Town of Clarkstown this 27th day of September, 1972.

Handwritten signature of Anne E. O'Connor

SEAL

9/27/72 TBM

## DESCRIPTION OF LANDS OF ALMA DQ HER

ALL THAT PARCEL OF LAND SITUATE IN THE TOWN OF CLARKSTOWN  
COUNTY OF ROCKLAND, AND STATE OF NEW YORK:

Beginning at a point in the southerly line of Parrott Road  
(33 feet wide) said point being distant 150.00 feet on a  
course of N 89° 42' 20" W along the southerly line of  
Parrott Road from its intersection with the westerly line of  
Pheasant Drive (50 feet wide) and running thence,

1. S 00° 19' 00" W 450.00 feet along the westerly  
line of lands now or formerly of Gosden, Watt and  
Barone to a point; thence,
2. S 15° 44' 20" E 125.16 feet along the westerly  
line of lands now or formerly of McDonald to a point;  
thence,
- S 00° 19' 00" W 42.92 feet along the westerly  
line of lands now or formerly of Samples to the  
northerly line of lands now or formerly of James  
Martin, Jr., thence,
3. N 89° 38' 40" W 482.00 feet along lands of Martin  
to a bend therein; thence,
4. N 00° 38' 00" W 211.16 feet still along lands of  
Martin to the southerly line of lands now or formerly  
of St. Francis Assisi; thence,
5. S 88° 54' 30" E 90.00 feet along lands of St.  
Francis Assisi to a bend therein; thence,
6. N 03° 30' 10" E 403.44 feet still along lands  
of St. Francis Assisi to the southerly line of Parrott  
Road; thence,
7. S 89° 42' 20" E 338.50 feet along the southerly  
line of Parrott Road to the point or place of  
beginning.

Containing 5.484 acres more or less.

July 19, 1972

ORDER

EXTENDING

DISTRICT

Matter of the Petition for  
Extension of the Clarkstown Consolidated Water Supply  
District #1 to include SWAN MANOR

The Town of Clarkstown, Rockland County, New York

EEC140

Petition in this matter for the extension of the Clarkstown  
Consolidated Water Supply District #1 of the Town of Clarkstown, excluded  
already in an existing district, having been duly presented to  
Board, and an Order having been duly adopted by the Town Board on the  
day of September, 1972, for the hearing of all persons interested  
in this matter on the 27th day of September, 1972 at 8:19 P.M. DST Time,  
Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple  
New City, New York, and a Public Hearing by the said Town Board having  
been held at such time and place, and it having been duly resolved and  
ordered, following such hearing, that the petition herein was signed and  
verified or proved as required by law and otherwise sufficient, that all  
land and property owners within the proposed extension were benefitted  
and that all property and property owners benefitted were included within  
the limits of the proposed district, and that it was in the public interest  
to grant in whole the relief sought, and it having been then and there further  
resolved that the creation of such extension as proposed be approved,  
thereby,

ORDERED, that the Clarkstown Consolidated Water Supply District #1  
of the Town of Clarkstown be extended in the said Town of Clarkstown, Rock-  
land County, New York, to include lands in the said Town of Clarkstown,  
as follows:

(INSERT DESCRIPTION)

September 27, 1972

William D. Anton  
Councilman

James J. Quinn  
Supervisor

Vincent Cristella  
Councilman

William R. Niehaus  
Councilman

John J. Loder Jr.  
Councilman

STATE OF NEW YORK (OF COUNTY OF ROCKLAND)

TOWN OF CLARKSTOWN

SS:

ANNE E. O'CONNOR, Town Clerk of the said Town of Clarkstown, County of  
Rockland, hereby certify that I have compared the foregoing copy of an Order  
extending Clarkstown Cons. Wtr Sply Dist. #1 SWAN M'NOR with the original now on  
file in said office, and find same to be a true and correct transcript and  
copy in whole of such original.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the  
seal of said Town of Clarkstown this 27th day of September, 1972.

Anne E. O'Connor  
Town Clerk

## SWAN MANOR

All that certain plot, piece or parcel of land, situate, lying and being in the Town of Clarkstown, County of Rockland and State of New York more particularly bounded and described as follows:

BEGINNING at a point located on the southerly right-of-way line of Maple Road said point being a distance of 622.00 feet on a course of  $N56^{\circ}-44'-31''W$  from the intersection of the southerly right-of-way line of Maple Road and the westerly right-of-way line of Fulle Drive: thence,

1.  $N56^{\circ}-44'-31''W$ , 218.00 feet; thence,
2.  $S33^{\circ}-15'-29''W$ , 200.00 feet; thence,
3.  $N56^{\circ}-44'-31''W$ , 39.38 feet; thence,
4.  $S6^{\circ}-34'-23''W$ , 655.52 feet; thence,
5.  $S22^{\circ}-41'-53''W$ , 152.28 feet; thence,
6.  $S12^{\circ}-13'-03''W$ , 75.50 feet; thence,
7.  $S1^{\circ}-47'-53''W$ , 196.66 feet; thence,
8.  $S13^{\circ}-35'-47''E$ , 201.35 feet; thence,
9.  $S63^{\circ}-59'-03''W$ , 895.73 feet to a concrete monument in the easterly right-of-way of Branchville Road; thence,
10.  $S63^{\circ}-59'-03''W$ , 50.00 feet to a concrete monument in the westerly right-of-way of Branchville Road; thence,
11.  $S63^{\circ}-59'-03''W$ , 125.00 feet to an iron pin; thence,
12.  $N73^{\circ}-15'-57''W$ , 100.54 feet; thence,
13.  $N17^{\circ}-05'-22''E$ , 179.37 feet; thence,
14.  $N83^{\circ}-26'-54''W$ , 3.07 feet; thence,
15.  $N20^{\circ}-06'-36''E$ , 429.73 feet to a granite monument; thence,
16.  $N20^{\circ}-06'-36''E$ , 215.00 feet; thence,
17.  $S88^{\circ}-53'-16''E$ , 350.60 feet; thence,
18.  $N6^{\circ}-33'-32''E$ , 372.90 feet; thence,
19.  $N0^{\circ}-27'-43''W$ , 170.97 feet to a concrete monument; thence,

EEC140

EEC140

9/27/72 TBM  
Swan Manor

20. N20°-42'-57"E, 368.04 feet; thence,
21. N24°-43'-03"E, 243.87 feet; thence,
22. N4°-17'-02"E, 227.81 feet; thence,
23. S56°-44'-31"E, 78.36 feet; thence,
24. N33°-15'-29"E, 50.00 feet along the  
westerly end of proposed Maple Road;  
thence,
25. S56°-44'-31"E, 614.98 feet along the  
northerly right-of-way line of  
proposed Maple Road; thence,
26. S33°-15'-29"W, 50.00 feet along the  
westerly end of existing Maple Road  
to the point or place of BEGINNING.

BEFORE THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, ROCKLAND COUNTY, NEW YORK

ORDER  
EXTENDING  
DISTRICT

A Matter of the Petition for  
Extension of the Clarkstown Consolidated Water Supply  
District #1 to include SKYE ESTATES

The Town of Clarkstown, Rockland County, New York

EEC140

Petition in this matter for the extension of the Clarkstown  
Consolidated Water Supply Distr.#1 of the Town of Clarkstown, excluding  
land already in an existing district, having been duly presented to the  
Board, and an Order having been duly adopted by the Town Board on the  
date of September, 1972, for the hearing of all persons interested  
in this matter on the 27th day of September, 1972 at 8:18 P.M. DST Time,  
Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple  
New City, New York, and a Public Hearing by the said Town Board having  
been held at such time and place, and it having been duly resolved and  
acted, following such hearing, that the petition herein was signed and  
sworn or proved as required by law and otherwise sufficient, that all  
land and property owners within the proposed extension were benefitted  
thereby, that all property and property owners benefitted were included within  
the limits of the proposed district, and that it was in the public interest  
to grant the whole the relief sought, and it having been then and there further  
resolved that the creation of such extension as proposed be approved,  
I hereby,

ORDERED, that the Clarkstown Consolidated Water Supply District #1  
of the Town of Clarkstown be extended in the said Town of Clarkstown, Rock-  
land County, New York, to include lands in the said Town of Clarkstown,  
described as follows:

(INSERT DESCRIPTION)

September 27, 1972

Anthony D'Antonio  
Councilman

William R. Kilbans  
Councilman

Sam Blum  
Supervisor

Vincent Crivello  
Councilman

John Toddes Jr.  
Councilman

STATE OF NEW YORK (OF COUNTY OF ROCKLAND)  
TOWN OF CLARKSTOWN

) SS:

ANNE E. O'CONNOR, Town Clerk of the said Town of Clarkstown, County of  
Rockland hereby certify that I have compared the foregoing copy of an Order  
of the Clarkstown Cons. Wtr Spply Dist.#1 - SKYE ESTATES with the original now on  
file in said office, and find same to be a true and correct transcript and of  
the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the  
seal of said Town of Clarkstown this 27th day of September, 1972.

Anne E. O'Connor  
Town Clerk



All that certain plot, piece or parcel of land, situated lying and being in the Town of Clarkstown, County of Rockland and State of New York known as Skye Estates filed in the Rockland County Clerk's office on August 25, 1971 as Map 4176, Book 82, Page 43, more particularly bounded and described as follows:

BEGINNING at the point of intersection between the northerly right-of-way line of Gable Road (at the easterly terminus of said Gable Road) and the westerly boundary line of the lands described herein: thence,

1. N17°-40'-48"E, 102.57 feet; thence,
2. N17°-18'-48"E, 67.32 feet; thence,
3. S78°-30'-37"E, 119.93 feet; thence,
4. N20°-40'-52"E, 337.25 feet; thence,
5. S80°-55'-41"E, 150.86 feet; thence,
6. N18°-54'-27"E, 18.94 feet to an iron pipe; thence,
7. S79°-15'-10"E, 223.06 feet to an iron pipe; thence,
8. S17°-08'-00"W, 50.00 feet to an iron pipe; thence,
9. S79°-15'-10"E, 150.00 feet to an iron pipe; thence,
10. N17°-08'-00"E, 50.00 feet to an iron pipe; thence,
11. S77°-40'-31"E, 156.99 feet; thence,
12. S81°-45'-49"E, 258.19 feet; thence,
13. S79°-18'-22"E, 353.80 feet; thence,
14. S24°-25'-02"W, 435.98 feet; thence,
15. N71°-09'-28"W, 362.50 feet; thence,
16. S20°-46'-12"W, 563.05 feet; thence,
17. S67°-11'-18"E, 178.65 feet; thence,
18. S23°-54'-22"W, 214.20 feet; thence,
19. N67°-11'-18"W, 392.95 feet; thence,
20. S16°-31'-32"W, 312.36 feet; thence,
21. S19°-11'-42"W, 208.56 feet; thence,
22. S20°-43'-54"W, 158.40 feet; thence,

EEC140

(1972-824) Councilman D'Antoni offered the following resolution:

WHEREAS, a proposed local law entitled "AMENDMENT TO LOCAL LAW NO. 2-1965 ENTITLED 'LOCAL LAW REGULATING THE USE, OBSTRUCTION AND DIVERSION OF STREAMS OR WATERCOURSES IN THE TOWN OF CLARKSTOWN, COUNTY OF ROCKLAND, STATE OF NEW YORK'", was introduced by Councilman Anthony D'Antoni, a member of the Town Board of the Town of Clarkstown at a Town Board meeting on 9/6/72, and

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 6th day of September 1972, directed that a public hearing be held on the 27th day of September 1972 at 8:20 PM, to consider the adoption of said local law, and

WHEREAS, a notice of said public hearing was duly prepared and published in the Journal News on September 15, 1972, and posted on the sign board of the Town of Clarkstown on the 15th day of September 1972, and

WHEREAS, a public hearing was held by the Town Board on the 27th day of September 1972;

NOW THEREFORE, be it

RESOLVED, that Local Law No. 7-1972 entitled "AMENDMENT TO LOCAL LAW NO. 2-1965 ENTITLED 'LOCAL LAW REGULATING THE USE, OBSTRUCTION AND DIVERSION OF STREAMS OR WATERCOURSES IN THE TOWN OF CLARKSTOWN, COUNTY OF ROCKLAND, STATE OF NEW YORK'" is hereby adopted and passed by an affirmative vote of the majority of voting power of the Town Board of the Town of Clarkstown the vote for adoption of said local law being as follows:

- Non William E. Vines, Supervisor.....AYE
- Councilman William R. Michms.....AYE
- Councilman Anthony D'Antoni.....AYE
- Councilman John Lodico.....AYE
- Councilman Vincent Pizzutello.....AYE

The Town Clerk of the Town of Clarkstown is directed to file said local law pursuant to Section 27 of the Municipal Home Rule Law.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-825) Councilman D'Antoni offered the following resolution:

RESOLVED, that decision on Zone Change Application made by J. Knutson & Co., Inc. (R-15 to RG-2 - property located Lake Road, Valley Cottage - be reserved,

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-826) Councilman D'Antoni offered the following resolution:

RESOLVED, that decision on Proposed Local Law Establishing a Department of Planning and Development, be reserved.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-827) Councilman D'Antoni offered the following resolution:

WHEREAS, a proposed local law entitled "AMENDMENT TO LOCAL LAW NO. 2-1966, AS AMENDED, ENTITLED "A LOCAL LAW PROVIDING FOR THE CONSTRUCTION, REPAIR AND MAINTENANCE OF SHOPPING CENTER PARKING AREAS", was introduced by Councilman Anthony D'Antoni, a member of the Town Board of the Town of Clarkstown at a TownBoard meeting on September 6, 1972, and

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 6th day of September 1972 directed that a public hearing be held on the 27th day of September 1972 at 8:45 PM to consider the adoption of said local law, and

WHEREAS, a notice of said public hearing was duly prepared and published in the Journal News on 9/15/72 and posted on the sign board of the Town of Clarkstown on the 15th day of Sept. 1972, and

WHEREAS, a public hearing was held by the Town Board on the 2th day of September 1972;

NOW THEREFORE, be it

RESOLVED, that Local Law No. 8-1972 entitled "AMENDMENT TO LOCAL LAW NO. 2-1966, AS AMENDED, ENTITLED "A LOCAL LAW PROVIDING FOR THE CONSTRUCTION, REPAIR AND MAINTENANCE OF SHOPPING CENTER PARKING AREAS" is hereby adopted and passed by an affirmative vote of the majority of voting power of the Town Board of the Town of Clarkstown, the vote for adoption of said local law being as follows:

Hon. William E. Vines, Supervisor.....AYE  
Councilman William R. Nichols.....AYE  
Councilman Anthony D'Antoni.....AYE  
Councilman John Lodice.....AYE  
Councilman Vincent Pizzutello.....AYE

The Town Clerk of the Town of Clarkstown is directed to file said local law pursuant to Section 27 of the Municipal Home Rule Law.

Seconded by Councilman Lodice.

All voted Aye.

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(1972-828) Councilman D'Antoni offered the following resolution:

RESOLVED, that decision re Proposed Amendment to CHAPTER 36-A of the Code of the Town of Clarkstown entitled "STREET OPENINGS, EXCAVATIONS & PAVEMENT CUTS"--- be reserved.

Seconded by Councilman Pizzutello.

All voted Aye.

(1972-829) Councilman D'Antoni offered the following resolution:

RESOLVED, that the time within which School Taxes may be paid is extended to October 6th, 1972.

Seconded by Councilman Lodico.

All voted Aye.

(1972-830) Councilman Lodico offered the following resolution:

WHEREAS, bids were received on 8/16/72 for the purchase of one tractor compactor for use at the Town Sanitary Landfill, and

WHEREAS, the invitation to bidders provided for a repair and maintenance agreement and included a repurchase guarantee which the Town could accept or reject, and

WHEREAS, the invitation to bidders reserved the right of the Town to waive or reject any portion of the bids, and

WHEREAS, the Town has elected to reject the repair and maintenance agreement and the repurchase guarantee portion of the bids, and

WHEREAS, after a careful observation and examination by the Town Engineer and the Dumpmaster of the performance of each machine for which bids were received, the Town Engineer and the Dumpmaster have submitted a comprehensive report recommending that the Town Board accept the Rex Trashmaster as the machine that will best do the work at the Town Sanitary Landfill, and

WHEREAS, the Town Board, based upon the recommendations of the Town Engineer and the Dumpmaster has determined that the net bid for the Rex Trashmaster submitted by Dale & Rankin Equipment Co., Inc. of 111 North Michigan Avenue, Kenilworth New Jersey, in the amount of \$79,950 with a trade-in allowance of \$12,000 is the lowest responsible bid;

(continued)

EEC140

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Page 6

(1972-830 - continued)

NOW THEREFORE, be it

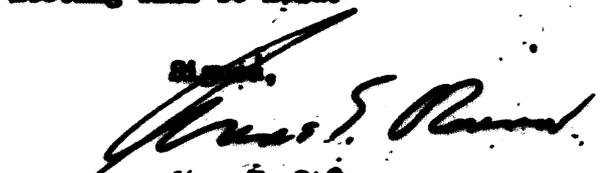
RESOLVED, that the bid for the purchase of one tractor compactor for the Town Sanitary Landfill be and hereby is awarded to Dale & Rankin Equipment Co., Inc. at the net bid price of \$79,950 as the lowest responsible bidder, and be it

FURTHER RESOLVED, that Dale & Rankin Equipment Co., Inc. deposit with the Town Comptroller a certified check in the amount of \$12,000 for the trade-in value of the Rex 340 Compactor.

Seconded by Councilman Nichols.

All voted Aye.

On resolution offered by Councilman Lodico, seconded by Councilman Nichols and unanimously adopted, Town Board meeting was adjourned until Wednesday, October 4, 1972 at 8:00 PM, at which time regularly scheduled Town Board meeting will be held.

Sign  
  
Anne E. O'Connor  
Town Clerk

PUBLIC HEARING

Town Hall

9/27/72

8:05 PM

Present: Councilmen Niehaus, Lodico, D'Antoni, Pizzutello, Supervisor Vines  
Town Attorney - Deputy Town Attorney  
Town Clerk

RE: ZONE CHANGE APPLICATION MADE BY EMLAN REALTY CORP. (R-15 to RS:) PROPERTY LOCATED ON ROUTE 59 & OLD NYACK TURNPIKE, MANUET:

Supervisor Vines called public hearing to order; Town Clerk testified as to proper posting and publication of notice of public hearing.

Attorney for petitioner - not present.

Correspondence:

COUNTY PLANNING BOARD: '.... We find that the granting of the change of zone will not, in all likelihood, adversely affect the existing or proposed Route 59. We note, however, that the subject parcel has a plot width of 100 feet and that the bulk regulations will severely limit the size of any anticipated 50% increase in side yard width abutting a residential district. It would appear that the granting of the zone change will eventually require the granting of variances from the bulk regulations if the parcel is to have any commercial value.

'A field observation indicates that the adjacent office building, in the same ownership as the applicant, has insufficient parking. The overflow parking appears to be presently utilizing a nearby vacant lot. The subject parcel should perhaps be considered for additional parking for the existing office building.'

CLARKSTOWN PLANNING BOARD:

- A. Approve requested extension of RS Dist. but only to a depth of 100 feet south of the designated street line of Old Nyack Turnpike.
- B. Such rezoning should be subject to a restriction so that the only use that may be placed upon the parcel is as for professional offices.
- C. (To avoid problems with yards, to simplify internal circulation, to overcome the presently inadequate parking on the petitioners adjoining lot and to secure at least 50' buffering along the southerly property line and 15' buffering along the other residential boundaries) it is furthermore recommended.....
- D. That there be no construction approved until a Site Plan, comprising the subject properties together with Lot 163D6 in the same ownership have secured JOINT Site Layout approval from the Planning Board (as agreed to by the petitioner).

TOWN PLANNER: (Precis) '....Zoning sought inconsistent with 1971 Master Plan. However, due to the developments in area, find that zoning is appropriate if limited to the FO and other similar uses.'

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EMLAN

Page 2

IN FAVOR:

Letter received from Jacob Pesner, Attorney at Law stating he is authorized, of behalf of Mary Pesner, to notify town and attorneys for the petitioner, that Mary Pesner has no objection to the proposed change of zone and endorses the application favorably (Owns premises at 15 Grandview Ave., Mamet in neighborhood of Knapp property).

OPPOSED:

Petition containing approximately 130 signatures received - opposing. (50% of area residents)

Mr. William Cunningham, 56 Old Nyack Tpke, Mamet: No more downzoning.

Mr. A. Camilli, 5 Freedman Ave., Mamet (Submitted above-mentioned petition): Area should remain residential.

Mrs. Roberta Rabin, Park Lane, Mamet: Lives in immediate area. Traffic on Park Lane bad now,

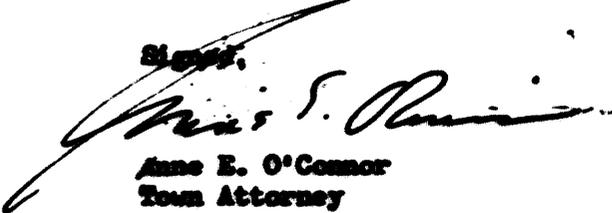
Mr. Richard Gardner, 3/4 Freedman Ave., Mamet: Present building eyesore. Parking bad. No screening now.

Supervisor Vines asked for show of hands; half of audience opposed.

Town Attorney stated that this property within 500' of state property - petition does not. (Town Planner stated 350' from Route 59). Since petition not accurate, Supervisor continued, no point in continuing hearing; petition is defective, he stated - of no value.

On resolution offered by Councilman D'Antoni, seconded by Councilman Lodico and unanimously adopted, public hearing was closed.

Signer.

  
Anne E. O'Connor  
Town Attorney

## PUBLIC HEARING

Town Hall

9/27/72

8:10 PM

Present: Councilman Niehaus, D'Antoni, Lodico; Piszutello, Supervisor Vines  
Town Attorney - Deputy Town Attorney  
Town Clerk

RE: PROPOSED CORRECTION OF ERROR TO ZONING MAP (MAP 135, BLOCK D, LOT 16.01):(RG2 to R-22

Supervisor called public hearing to order; Town Clerk testified as to proper posting and publication of notice of hearing.

Letter of Service to Mr. and Mrs. Joseph G. DeNoyelles, Mountainview Avenue, Central Nyack, N Y delivered by Town Attorney.

Mr. Theodore Zollendeck, Town Planner, sworn in, and upon questioning by the Town Attorney, stated the following:

Resides at 5 $\frac{1}{2}$  Ridge Road, New City; capacity - Town Planner. Is familiar with proposal. Nature of change - 'At request of Town Board re Mountainview Estates - 5/24/72 hearing, we found that Zoning Map of June 1967 inadvertently rezoned this property RG-2. I recommended to this Board that you set this hearing to rezone it back to R-22. (Showed property on Map). When Zoning Ordinance drafted in June of 1967, he continued, draftsman apparently described RG-2 (Ellich Property), including piece in discussion this evening. This should be placed back into R-22. It was never intended to be shown as RG-2 on the Map. This is consistent with information developed in the Planning Board. Error when Map was prepared.

IN FAVOR: No one appeared.

OPPOSED:

Mrs. Dorothy DeNoyelles, Mountainview Avenue, Central Nyack NY: (Owner of property): Property lies between condominium and Medical Building. One acre piece. Owns property since 1961. Does not know what zone was when property purchased.

On question put by a Mr. James McGovern, 93 Sierra Vista Lane as to how this will effect the condominiums - answer was that it will not effect them in any way.

Mrs. DeNoyelles stated that her husband could not be present at hearing. She was requested to ask him to submit letter which will be made part of the public hearing within one weeks' time. Letter to be given to the Town Clerk to make part of the record. (When letter arrives, copies will be sent to the Members of the Town Board and copy of same will be included in minutes of this hearing for the permanent record - T/C).

There being no further witnesses; on resolution offered by Councilman D'Antoni, seconded by Councilman Niehaus, and unanimously adopted, public hearing was closed.

Signed,

*Anne E. O'Connor*  
Anne E. O'Connor  
Town Clerk

EEC140

82  
PUBLIC HEARING

Town Hall

9/27/72

8:15 PM

Present: Co. Niehaus, D'Antoni, Lodico, Pizzutello, Supervisor Vines  
Town Clerk Anne E. O'Connor  
Town Attorney - Deputy Town Attorney

RE: PROPOSED EXTENSION OF CLARKSTOWN CONSOLIDATED WATER SUPPLY DIST. #1  
TO INCLUDE SUNRISE ESTATES:

Supervisor called public hearing to order; Town Clerk testified as to proper posting and publication of notice of hearing, and that Certificate received from the Assessor certifying that 50% of the assessed valuation represented in the petition.

Mr. Edward Schecter appeared before the Town Board, was sworn in by the Supervisor, and testified as follows:

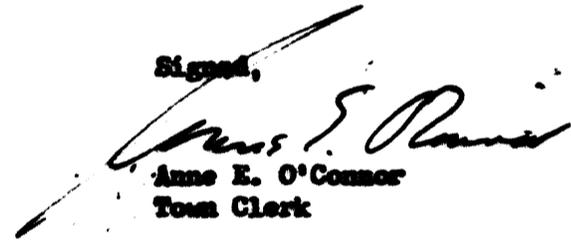
Signed petition in his capacity as President of Calaje Corp. Proposed extension will benefit all the property owners within the proposed extension; all the property owners who will benefit from this proposed extension are included within the limits of the proposed extension.

Would be in the public interest to grant proposed extension because it will provide fire protection for the safety and well-being of property and lives and would bring about a reduction in fire insurance rates.

Proposed extension would be at no expense to the town.

On resolution offered by Councilman D'Antoni, seconded by Councilman Pizzutello and unanimously adopted, public hearing was closed.

Signed,

  
Anne E. O'Connor  
Town Clerk

PUBLIC HEARING

Town Hall

9/27/72

8:17 PM

Present: Councilmen Niehaus, D'Antoni, Lodico, Pizzutello, Supervisor Vines  
Town Clerk Anne E. O'Connor  
Town Attorney - Deputy Town Attorney

RE: PROPOSED EXTENSION OF CLARKSTOWN CONSOLIDATED WATER SUPPLY DIST. #1  
TO INCLUDE - ALTA DOSCHER PROPERTY:

EEC140

Supervisor called public hearing to order; Town Clerk testified as to proper posting and publication of notice of public hearing; that certificate was received from Assessor certifying that 50% of assessed valuation represented in petition.

Donald S. Tracy, Esq. appeared as attorney for petitioner and stated the following:

Petition signed by John J. Griffin, Secretary of J. Knutsen & Co., Petitioner. Mr. Griffin sworn in by Supervisor and testified as follows:

Resides at 8 Patricia Drive, New City, New York. Signed petition in his capacity of Secretary of J. Knutsen & Co. and General Counsel of same.

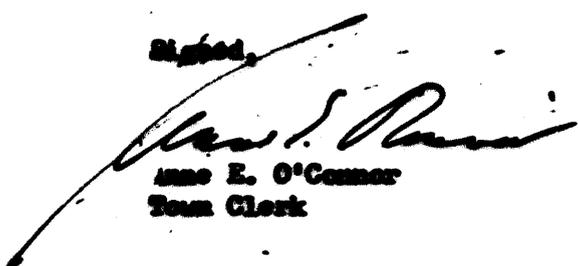
Proposed extension will benefit all the property owners within the proposed extension; all the property owners who will benefit from this proposed extension are included within the limits of the proposed extension.

Would be in the public interest to grant proposed extension because it will provide fire protection for the safety and well-being of property and lives, and would bring about a reduction in fire insurance rates.

Proposed extension would be at no cost to the town.

On resolution offered by Councilman D'Antoni, seconded by Councilman Lodico and unanimously adopted, public hearing was closed.

Signed,



Anne E. O'Connor  
Town Clerk

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PUBLIC HEARING

Town Hall

9/27/72

8:18 PM

Present: Councilmen Niehaus, D'Antoni, Lodico, Pizzutello, Supervisor Vines  
Town Clerk Anne E. O'Connor  
Town Attorney - Deputy Town Attorney

RE: PROPOSED EXTENSION OF CLARKSTOWN CONSOLIDATED WATER SUPPLY DIST. #1  
TO INCLUDE SKYE ESTATES:

Supervisor called public hearing to order; Town Clerk testified as to proper posting and publication of notice of hearing and that certificate received from Assessor certifying that 50% of assessed valuation represented in petition.

Donald S. Tracy, Esq. appeared before the Town Board as attorney for petitioner and stated the following:

J. Knutsen & Co., Inc. Petitioner. Petition signed by same in his capacity as President.

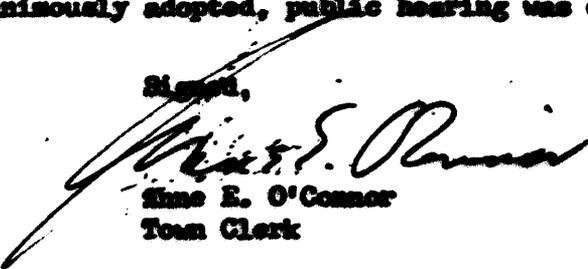
Mr. John Griffin, New City appeared before the Town Board and testified as follows:

His capacity with firm of J. Knutsen & Co., Secretary and General Counsel. Proposed extension would benefit all the property owners within the proposed extension; all the property owners who will benefit from this proposed extension are included within the limits of the proposed extension, because it will provide fire protection for the safety and well-being of property and lives and would bring about a reduction in fire insurance rates.

Would be in the public interest to grant. No cost to the town.

On resolution offered by Councilman Pizzutello, seconded by Councilman Lodico and unanimously adopted, public hearing was closed.

Signed,



Anne E. O'Connor  
Town Clerk

PUBLIC HEARING

Town Hall

9/27/72

8:19 PM

Present: Councilmen Niehaus, D'Antoni, Lodico, Pizzutello, Supervisor Vines  
Town Clerk Anne E. O'Connor  
Town Attorney - Deputy Town Attorney

RE: PROPOSED EXTENSION OF CLARKSTOWN CONSOLIDATED WATER SUPPLY DIST. #1  
TO INCLUDE "SWAN MANOR";

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Supervisor Vines called public hearing to order. Town Clerk testified as to proper posting and publication of notice of public hearing, and receipt of certificate from assessor stating 50% of assessed valuation represented.

Donald S. Tracy, New City, appeared before the Town Board as attorney for petitioner and testified as follows:

Petition signed by John J. Griffin, Secretary of J. Knutsen and Co., Inc.

Mr. John J. Griffin sworn in by Supervisor and testified as follows:

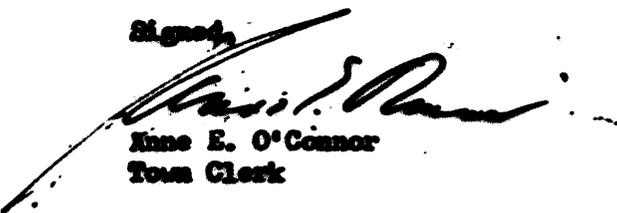
Proposed extension will benefit all the property owners within the proposed extension; all the property owners who will benefit from this proposed extension are included within the limits of the proposed extension.

Would be in the public interest to grant because it will provide fire protection for the safety and well-being of property and lives, and would bring about a reduction in fire insurance rates.

Proposed extension would be at no cost to the town.

On resolution offered by Councilman D'Antoni, seconded by Councilman Niehaus and unanimously adopted, public hearing was closed.

Signed,

  
Anne E. O'Connor  
Town Clerk

EEC140

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PUBLIC HEARING

Town Hall

9/27/72

8:20 PM

Present: Councilmen Niehaus, D'Antoni, Lodico, Pizutello, Supervisor Vines  
Town Clerk Anne E. O'Connor  
Town Attorney - Deputy Town Attorney

RE: PROPOSED AMENDMENT TO LL #2-1965 ENTITLED "LOCAL LAW REGULATING THE USE, OBSTRUCTION & DIVERSION OF STREAMS OR WATERCOURSES...":

Supervisor called public hearing to order; Town Clerk testified as to proper posting and publication of notice of public hearing.

Town Engineer Alfred E. Berg sworn in and testified as follows:

Is familiar with proposed amendment to the Local Law regulating streams and watercourses. Proposal is that it requires that an applicant for stream diversion furnish cash bond in amount to be determined by the Town Engineer, to be used for purpose of securing performance of terms of permit. Said permit shall be held by the town for a period of one year after expiration of said permit

Re permit fee; a non-refundable permit fee of one hundred dollars shall accompany each application submitted in accordance with proposed local law.

Recommends adoption because it will help the environmental conditions that exist by reducing the amount of grading and regrading of existing topography. It will also reduce the flooding problems that we now have by keeping streams in their present location. Purpose of cash bond: To guarantee that whatever authorizations are given will be properly carried out. Would be in the best interest of the town.

No further questions from the Town Attorney. No further questions from the Town Board.

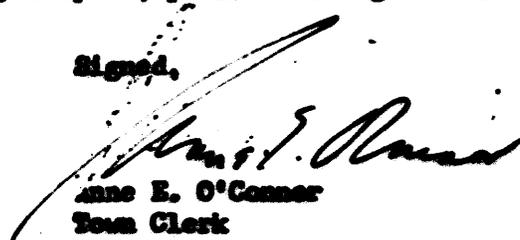
Mr. Michael Franchino, Jr., 3 Bull Run, West Nyack N Y sworn in by Supervisor and testified as follows:

Is Director of Finance and is familiar with costs of processing permits. Is familiar with provision of Local Law which requires permit for diversion of streams as it exists presently. No fee required presently. There are expenses to town for processing these applications. Re \$100.00 fee, this would be proper and adequate amount. This will offset cost of administering permit. Recommends adoption of proposal.

No further witnesses. None appeared as being either in favor or opposed.

On resolution offered by Councilman Pizutello, seconded by Councilman D'Antoni and unanimously adopted, public hearing was closed.

Signed,

  
Anne E. O'Connor  
Town Clerk

PUBLIC HEARING

Town Hall

9/27/72

8:25 PM

Present: Co. Niehaus, D'Antoni, Lodico, Pizzutello, Supervisor Vines  
Town Clerk  
Town Attorney  
Deputy Town Attorney

RE: ZONE CHANGE APPLICATION - J. KNUITSEN & CO, INC. (R-15 to RG-2)  
Prop. located Lake Road, Valley Cottage:

Supervisor called public hearing to order; Town Clerk testified as to proper posting and publication of notice of hearing.

Recommendations:

Town Planning Board: DENY - because:

1. Land under consideration 450' from Lake Road and only has possible future access from within the existing Lake Road Apts., emergency service is impaired.
2. Possible RG-2 excessive density in relation to 1971 Master Plan - there may be overcrowding.
3. Property without adequate access.

HOWEVER.....

1971 Master Plan showed that entire area between present Lake Road Apts. and the CS zone on the w/s of Rte. 303 proposed for low density garden apartments. Only portion of overall area would be available for medium density apartments because school and fire house contained in it. Suggested that area be rezoned to allow such density, e.g. RG-1 with suitable covenants so that total land coverage allow for not less than 35% open area with not more than 8-10 d.u. per acre.'

Town Planner:

'....Densities under RG-2 Dist. should be reduced to conform with Master Plan and land coverage be limited to 65%. Re access, is limited by meandering driveways now existing on Lake Road Apt. development. These are inadequate and a direct access to subject property preferable. Recommends that existing RG-2 Dist. be extended to the CS Dist. (on Route 303) encompassing the subject property. ...'

Donald S. Tracy Esq. appeared before the Town Board as attorney for petitioner and stated the following:

J. Knutsen contract purchaser of property of J. Clark with consent of Valley Cottage Fire District. There is agreement to exchange some property with Fire District. Valley Cottage Fire Dist. has consented to the change and joined in the petition. J. Clark also has joined in the petition.

(continued)

EEC140

(Donald S. Tracy - continued):

Adjoins Lake Road Garden Apartments. Planning Board objects to us asking just for this property to be rezoned - approximately 2.5 acres. They thought whole area should be considered. We would be very happy to have whole area considered, but we do not represent the whole area. Should map be implemented outside of the front portion of the property in question, the only other properties which would be considered would be church property on which there is privately built school. Re requirement that Planning Board made concerning density of area, the density of area is basically, should a rezoning be granted, prescribed by law, which is presently in effect. We would be bound by that legislation.

Re questions and concern re access to the property - 8.223 of Zoning Ordinance 'site review', Planning Board would have the power to review any proposed site, and would have the power to regulate the access and prescribe what must and must not go in. Re overall compact on community; 2.5 acres involved. People who use that area are not displeased with the present appearance of the garden apartments. People who live in these apartments do not feel unsafe because of the proximity of fire district to the property.

There will not be any impact adverse to the community. It does appear that the zonechange requested is not inconsistent with 1971 Master Plan, except for the density of units permitted and that the builder has demonstrated that garden apartments he builds can be a credit to the community.

Mrs. Clark: Consents to petition.

No witnesses.

IN FAVOR: No one appeared.

OPPOSED:

Mr. Harris Taylor, Sequoia Drive, Valley Cottage:

School population in district for first time has stabilized. If you grant this, apartments will increase school population (sic). They should be based upon as many single bedroom apartments as possible. If 20 units, all one bedroom)

Mr. John Mackey, 384 Strouton Road, West Nyack: Opposed. This might only be 2.85 acres, but how many have we downzoned. There will be problems - more people - social problems, etc. 15 years ago no dope problem in our schools. No smashed glass; no disturbances in shopping centers.

REBUTTAL: (Donald S. Tracy):

Re objector who spoke about impending troubles, feels optimistic; he is not qualified to speak as sociologist.

Councilman Lodico: (To Mr. Tracy): Units in its present zone? Answer: 2.5 x 2.8  
Councilman Lodico: If changed to your request, total units? Answer: Total Units, if one bedroom more than for a two bedroom apartments. There is land area ratio.

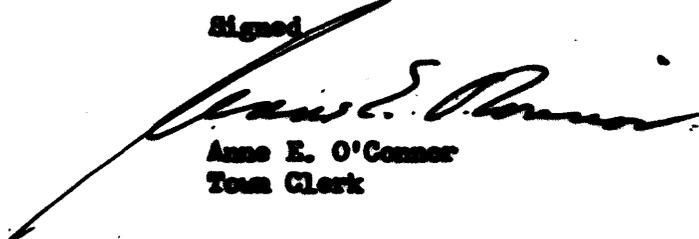
Councilman Lodico: If these one unit, would rents be in reach for senior citizens?

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Knutsen  
Page 3

Mr. Tracy: I have no way of answering that because I would not be able to guage the wealth of senior citizens who apply to rent.

On resolution offered by Councilman D'Antoni, seconded by Councilman Niehaus and unanimously adopted, public hearing was closed.

Signed



Anne E. O'Connor  
Town Clerk

EEC140

PUBLIC HEARING

Town Hall

9/27/72

8:30 PM

Present: Co. Niehaus, D'Antoni, Lodico, Pizutello, Supervisor Vines  
Town Clerk  
Town Attorney  
Deputy Town Attorney

RE: PROPOSED LOCAL LAW ESTABLISHING A DEPARTMENT OF PLANNING & DEVELOPMENT:

Supervisor Vines called public hearing to order; Town Clerk testified as to proper posting and publication of notice of hearing.

Town Attorney F. P. Roland read entire proposed local law

James F. Coyle, Chairman of the Clarkstown Planning Board was sworn in and testified as follows:

Supports concept and intent of the proposed department. Would be step in right direction in increasing communication with agencies of town. Approval result of many meetings; implementation would be in best interests of the people of the township.

Theodore Zollendack, Town Planner: Recommends adoption. Consolidation would create greater efficiency in planning. Requested - re 45 days for report to the Town Board - that consideration be given to moratorium to construction for period of 60 days.

Robert Bowman Building Inspector: Approves with modifications; substance meets with his approval. Requested consideration of procedure now outlined in existing laws of enforcement as relates to these four agencies. Also, additional amendments to the Zoning Ordinance procedure - present ordinance makes provisions for referral to the Planning Board and other agencies.

IN FAVOR:

Martin Bernstein, New City: Need to consolidate various planning functions of the town. Proposal would accomplish this. Inquired if there still is a Conservation Commission and a Drainage Commission. Supervisor Vines replied yes, however, re Drainage Commission, it is not functioning at number we have hired. Drainage consultants doing master plan for town. We have Shade Tree Commission which we are incorporating into the Conservation Committee. They will eliminate another committee. Re page 8: 'When we speak of Town Planner, are we speaking of some person who will be Director of Planning Department, or additional job? Supervisor Vines replied that we have no intention for additional employees.

Re Planner heading up such a department (Mr. Bernstein continued), should have a lot more qualifications than proposed in this ordinance. Qualifications of Director is no more than Deputy Director. You should get best possible planning director. Recommend that Planning Director have at least five years experience and should have Masters Degree.

(Continued)

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 PLANNING DIRECTOR  
 Page 2

Martin Bernstein (continued):

Re qualifications; educational requirements and experience inadequate for job. Re term; should be longer. Re civil service status, have been advised that this position would require such status. Request it be checked out. Town Attorney has deliberated this point; if preference of Town Board to have it classified civil service, proposed law could be amended.

Mr. Bernstein continued he agrees with concept but questioned possibility of political planning in limiting term to two years. Disagrees with the portion of proposed ordinance which makes this a non-civil service position and makes it appointive.

Mr. Walter Fleischer (Representing Westbranch Conservation Assoc):  
 Buean Vista Road, New City:

Approves. Should have more qualifications, better educational requirements and experience. Term should be longer. Competent person could not be obtained for two year period only. Probation period could be given and if they qualify, then appoint for longer period of time so they could still do their work. Also, re function of department. If there was some way public could also review matters such as master plans, zoning changes; public should meet with planner in early stages before it gets to final public hearing.

Supervisor stated that is exactly the intent here so that everything is brought together before a public hearing.

In favor: Mr. John Wallack, 9 Forest Avenue, Mamet: Once he comes into civil service status, he cannot be removed by the Town Board. I would prefer that he be appointed by the Town Board so he could be removed by the Town Board.

In favor: Mr. Bert Strauss, New City: Term too short; better qualified people would not be interested in considering a position under these terms. Set higher minimum requirements - 6 months probationary period, during which he could be removed for any reason, then to go on to unlimited date, but he could be removed with a hearing. Make standards higher; eliminate two year limit; put in civil service.

Mr. John Sarna, New City: (Works for Planning Organization):

Re two year status and minimum requirements; bad idea town, bad for Town Board. Director of Planning gives technical advice. Planning Director represents planning provisions. Top man needed. He represents planning process. Requirements much too low. Two years experience not sufficient. Should have planning degree; should have more experience. Should have Masters and five years experience.

EEC140

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 PLANNING DIRECTOR  
 Page 3

Col. Conrad Lindemann  
Longmeadow Drive: Approves, but qualifications too low. Should have more than two years experience. Re intent: 'economy of operation'; proposed law reduces the number of hands processing any paper work. Establish post of Director and Deputy Director - and staff people to support him.

Town Attorney in answer to question: The reorganization is a reorganization because we now have a Planning Board - full time personnel; so there will be a reorganization of that structure. One of the reasons for setting up this department is that the Planning Board presently spends a great deal of time with matters that do not involve planning; they are administrative. We hope to have the Planning Department process all of these applications so that the Planning Board will spend its time with planning instead of administrative matters. It is not intention to eliminate any Boards, because they each serve particular functions.

IN FAVOR:

Mr. Patrick Murphy, Congers, N.Y.: Qualifications should be higher; term should be longer.

Mrs. Susy Cavello, Central Nyack: Planning Director should be free - should have longer term of office. Should have higher level of education and experience.

Mr. Harris Taylor, Valley Cottage: Approves. Bachelor Degree not sufficient; Term of two years sufficient.

OPPOSED:

(Representing Organized Taxpayers Association)

Mrs. Margaret Pedersen, New City: /Creating new departments increases taxation. Reorganize old department instead. Too much government. If, however, this would replace another department and expenses would not be increased, we would approve until such time as revised Local Law made available for discussion and approval.

IN FAVOR:

Mr. Martus Granierer (Conservation): Planning Board speaks for community. It is place for technical advisory commission for specialized issues such as conservation. Get volunteers to recommend before sending to Planning Board.

Mr. John Jordan: Planning Director would be at same level as the Town Engineer, Building Inspector, Highway Department and other people of community.  
 Supervisor: Yes, he would chair. Town Attorney: It was intent that Planning Director would chair, full time, for planning process only.

Question: Mrs. Pedersen: You said there would not be additional employees. You are talking about hiring.

Supervisor: We have Planning Director and Asst. Planning Director. There will

EEC140

OPPOSED:

William Trust Jr., President of the New City Jaycees:

Town needs department that would 'coordinate separate boards and commissions which presently operate in the same or similar areas, and which make overlapping decisions concerning land use, planning and development...'; but there is one section we feel inadequate. It is Section 4, which pertains to the appointment and qualifications of the Planning Director.

Two years not sufficient. Re unclassified civil service status; there is present classification of Senior Planning Analyst which is applicable to this position.

Re Bachelor Degree requirement - not sufficient. Should have at least Master's Degree. Also; 'engineering' as appropriate field of study -- too vague. Reject with Section 4 as it is currently stated. (Councilman Lodico inquired as to how many Jaycees voted for or against the above recommendation - Mr. Trust replied he did not know).

Mrs. Margaret Pedersen: Sec. 8 - Page 6: Ambiguous. Town Attorney: Planning Board must hear petitions within 30 days or petitioner will get automatic approval; so we put this in provision.

Mrs. Margaret Pedersen: Re Page 4 - J; ambiguous.

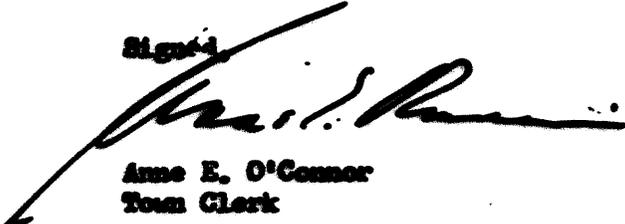
Town Attorney: Explained to Mrs. Pedersen that meaning of Page 4-J is to refer to Planning Board and they will refer it to the proper agency, so that the Planning Board will bring to the attention of the Town Board for consideration by the proper agency.

Mrs. Pedersen - re Page 3-B: Leave out word 'and'.

Town Attorney: It is common language used in statutory laws. It is a matter of semantics. We could take word out.

On resolution offered by Councilman Niehaus, seconded by Councilman D'Antoni and unanimously adopted, public hearing was closed.

Sign:1



Anne E. O'Connor  
Town Clerk

## PUBLIC HEARING

Town Hall

9/27/72

8:45 PM

Present: Councilmen Niehaus, D'Antoni, Lodico, Pizzutello, Supervisor Vines  
Town Clerk Anne E. O'Connor  
Town Attorney - Deputy Town Attorney

RE: PROPOSED AMENDMENT TO LL #2-1966, AS AMENDED, ENTITLED "A LOCAL LAW PROVIDING FOR THE CONSTRUCTION, REPAIR AND MAINTENANCE OF SHOPPING CENTER PARKING AREAS."

Supervisor Vines called public hearing to order; Town Clerk testified as to proper posting and publication of notices of public hearing.

Proposal is to amend Sec. 37-5, substituting Building Inspector for Highway Superintendent, empowering the Building Inspector to promulgate rules and regulations for the carrying into effect of fully administering the provisions of this local law, subject to the approval of the Town Board.

Also to amend Sec. 37-6 authorizing Building Inspector to cause periodic inspection of shopping center parking area, cause an investigation to be made of all complaints of alleged violations, order remedying of all conditions found to exist in violation of this local law and to state in the violation order a reasonable time limit for compliance.

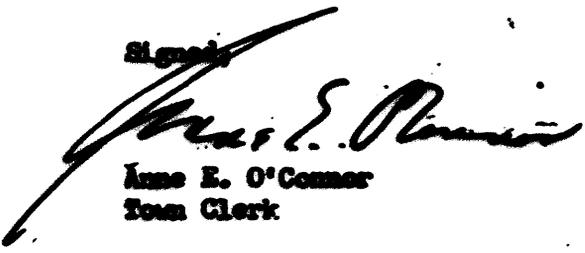
Robert Bowman, Building Inspector, sworn in and testified as follows:

Is familiar with proposal and recommends adoption of same because his office responsible for enforcement for building violations and safety requirements in existing shopping centers. Would be in the best interest of the town to transfer these responsibilities to his department.

No further questions; no further witnesses. No one appeared as being either in favor or opposed to proposal.

On resolution offered by Councilman D'Antoni, seconded by Councilman Lodico and unanimously adopted, public hearing was closed.

Signed:



Anne E. O'Connor  
Town Clerk

PUBLIC HEARING

Town Hall

9/27/72

8:50 PM

Present: Co, Niehaus, D'Antoni, Lodico, Pizzutello, Supervisor Vines  
Town Attorney & Deputy Town Attorney  
Town Clerk

RE: PROPOSED AMENDMENT TO CHAPTER 36-A OF THE CODE OF THE TOWN OF CLARKSTOWN  
ENTITLED "STREET OPENINGS, EXCAVATIONS AND PAVEMENT CUTS":

Supervisor Vines called public hearing to order; Town Clerk testified as to proper posting and publication of notice of hearing.

Highway Superintendent Fred Seegers sworn in and testified as follows:

Recommends increase as proposed from \$10.00 to \$50.00. 166 street openings; if fee changed to \$50.00 he could put on two more men, which are needed. Cash bond for each permit would be hardship on utilities. Increase would be in the best interests of the township.

M. Franchino, Director of Finance, sworn in and testified as follows:

Is familiar with various permit charges and fees. Is familiar with this proposal. Sum to be collected adequate and proper. Recommends adoption.

No further questions.

IN FAVOR: No one appeared.

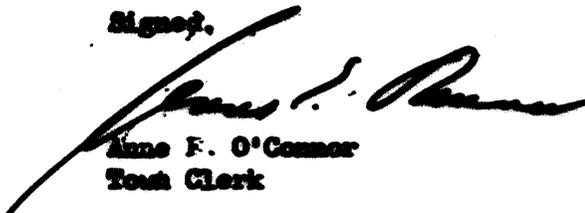
OPPOSED:

Mr. R. Gerber, representing Spring Valley Water Co.

Ordinance passed one year ago. Revenues proposed will make administration of permits less efficient. Utilities Corporations now are allowed to accumulate charges. Fee schedule should be commensurate with service performed. Many openings are for maintenance purposes in new construction. Considerable amount of our maintenance now related to sewer program. We have made every effort to minimize size of openings in street.

On resolution offered by Councilman D'Antoni, seconded by Councilman Pizzutello and unanimously adopted, public hearing was closed.

Signed,

  
Anne F. O'Connor  
Town Clerk

EEC140